

MARICOPA COUNTY BOARD OF SUPERVISORS MINUTE BOOK

**FORMAL SESSION
March 23, 2005**

The Board of Supervisors of Maricopa County, Arizona convened in Formal Session at 9:00 a.m., March 23, 2005, in the Board of Supervisors' Auditorium, 205 W. Jefferson, Phoenix, Arizona, with the following members present: Max W. Wilson, Chairman, District 4; Don Stapley, Vice Chairman, District 2, Fulton Brock, District 1; Andrew Kunasek, District 3, and Mary Rose Wilcox, District 5. Also present: Fran McCarroll, Clerk of the Board; Shirley Million, Administrative Coordinator; David Smith, County Manager; and Paul Golab, Deputy County Attorney. Votes of the Members will be recorded as follows: aye-nay-absent-abstain.

INVOCATION

Darren Gerard, Deputy Planning and Development Director, delivered the invocation.

PLEDGE OF ALLEGIANCE

Judge Tom Freestone, former Justice of the Peace and Maricopa County Supervisor, led the assemblage in the Pledge of Allegiance.

PRESENTATIONS OF SERVICE AWARDS

Chairman Wilson joined in the presentation of service award plaques to employees who have provided 30 or more years of public service to Maricopa County. (C3505018900) (ADM3341)

30 Years

Employee Name	Department	Employment Date
William Mohr	Assessor's Office	July 24, 1972
Milton D. Bates	Juvenile Probation	December 30, 1974
Marjorie A. Crow	Clerk of the Superior Court	January 20, 1975
Sherrill M. Meisner	Sheriff's Office	January 20, 1975
Linda G. Johnson	Juvenile Probation	January 24, 1975
Charles R. Krull	Public Defender	January 26, 1975
Juan Velasco	Transportation	January 29, 1975
Carol B. Schreiber	Clerk of the Superior Court	February 9, 1975
Virgie G. Moon	Public Health	March 3, 1975
Venetia W. Whiteman	Human Services	March 9, 1975
Mary Dell Ross Marsh	Public Health	March 17, 1975
Lawrence Turoff	County Attorney's Office	March 25, 1975

35 Years

Employee Name	Department	Employment Date
Charlotte S. Becker	Maricopa Managed Care Systems	January 19, 1970
Jesse N. Locksa	Sheriff's Office	January 27, 1970
Gerald J. Toscano	Transportation	February 20, 1970
Rudy Rios	Transportation	March 24, 1970

40 Years

Employee Name	Department	Employment Date
Roy L. Cook	Sheriff's Office	March 23, 1965

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CHAIRMAN'S PERSONAL

Chairman Wilson presented Supervisor Don Stapley with his 10-year pin for service to Maricopa County on the Board of Supervisors. He asked Judge Freestone to assist him.

Mr. Stapley asked Judge Freestone when he had started his years of service with the County and Mr. Freestone replied, "In 1968 – sworn in right here in this auditorium that had been open exactly four years." He added, "One thing, in being on the Board of Supervisors, a year is about 3-times as hard." Mr. Stapley responded that 10 years was "nothing" in comparison with the 30 or 40 years the Judge and many others have served.

Supervisor Wilcox reminded Mr. Stapley that the County was "having a rough time when you came in and we pulled through it." She reminisced on their hard work in negotiating related to Bank One Ballpark.

Supervisor Kunasek said that as a Mesa native he realized that the name "Stapley" is "emblazoned on you at birth" because the Stapley family was a pioneer family in Mesa and of the county as a whole. He confessed to being a little "star struck" on his first meeting with "Don Stapley of the Stapley family and after having driven down Stapley Drive for all of his life." He remarked on Mr. Stapley's "genuine openness" in speaking with those who served with him on the Charter Government Committee and how he "opened the doors of County Government for a thorough review" for all of the members. He said, "The County is a better place for your service and the projects you're working on for the seriously mentally ill and the jails, I really think the country is going to be a better place as the need to address those difficult issues spreads around the country." He saluted Mr. Stapley's "courage to address issues that might seem impossible to others" as a great trait.

Supervisor Brock said he had known Don Stapley and his father for 25 years before he moved to Arizona and added that Don has long been an example and mentor to himself and many others in East Valley politics. He added that Don's father, Tom Stapley, was renowned for his honesty and integrity and said, "in fact, Don's father married my wife and I, 23 years ago." He reported the pleasure they'd had in knowing all the Stapley's since that time.

Supervisor Stapley expressed his astonishment at this unexpected honor and of the kind things said about him and his family. He said he also appreciated another fellow who came to the County in the same week as himself, David Smith, County Manager. He indicated he had learned a great deal from Mr. Smith and said he believed David had lasted about 3 times longer than the average for County administrators anywhere in the country. He agreed with Tom Freestone that working as a Supervisor is very intense as there are so many different kinds of things happening all of the time but said he believed that one's mental and physical capacities are enlarged through public service. He added a note to all citizens listening, "I think this County is really lucky to have a Board that is as solid as this Board of five." He acknowledged the many years they have sat together on the County's behalf and said, "this Board has a tremendous amount of experience in government at all levels and that bodes well for the future of this County."

David Smith said he had worked for elected officials for his entire 33-year career and Don Stapley "is absolutely one of the very best. I've watched him grow in the sense of duty and dedication to the kind of work dealing with all the growth issues, all the financial issues, some of the knottiest kinds of problems that we dealt with in the criminal justice system and now the mental health issue. He sated that the level of his growth was demonstrated when he took over NACo's (National Association of Counties), large Urban County Caucus NACo wanted him to stay on – when they find somebody who provides true leadership they try to keep that person around."

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TRANSFER FUNDS TO HIRE STAFF FOR DETENTION POSITIONS

Pursuant to A.R.S. §42-17106, Motion was made by Supervisor Stapley, seconded by Supervisor Brock, and unanimously carried (5-0) to transfer expenditure authority from FY 2004-05 contingency funds in the amount of \$2,675,788 (annualized impact is \$9,135,955) from General Government (470) Detention Fund (255) Reserved Contingency (4711) for "New Facility Operating Costs" to the Sheriff's Office (500) Detention Fund (255). Approval of this action will allow the Sheriff's Office to implement the second phase of the Liebert Study, which includes the hiring of 215 detention positions for the new jail facilities. (Addendum item A-1) (C5005056800) (ADM3900-003)

Supervisor Stapley commented that he had been briefed by Chief Deputy Hendershott on the staffing of the new facilities and remarked that they are making significant progress in a difficult job market. He congratulated the Sheriff and his staff.

PUBLIC HEARING – LIQUOR LICENSE APPLICATIONS

Chairman Wilson called for a public hearing on liquor license applications. No protests having been received and no speakers coming forth at the Chairman's call, motion was made by Supervisor Wilcox and seconded by Supervisor Kunasek, to recommend approval of the following liquor license applications:

- a. Application filed by Charles P. Brown for a Special Event Liquor License: (F23164) (SELL669)

Business Name: Franciscan Renewal Center
Location: 5802 E. Lincoln Drive, Paradise Valley 85253
Date/Time: May 6, 2005, 5:00 pm – 11:00 pm

- b. Application filed by Randal Dauer for a Special Event Liquor License: (F23164) (SELL671)

Business Name: Speedworld R/C Flyers
Location: 19421 W. Jomax Road, Wittmann 85361
Date/Time: April 9, 2005, 10:00 am – 12:00 pm midnight
April 10, 2005, 10:00 am – 5:00 pm

- c. Application filed by Leonard A. Sowinski for a Special Event Liquor License: (F23164)

Business Name: Our Lady of Lourdes Parish Men's Club
Location: 14818 W. Deer Valley Drive, Sun City West, 85375
Date/Time: April 5, 2005, 5:00 pm – 9:00 pm (SELL672)
April 23, 2005, 11:00 am – 3:00 pm (SELL673)
May 10, 2005, 5:00 pm – 9:00 pm (SELL674)

- d. Application filed by Patricia M. Majdecki for a Special Event Liquor License: (F23164) (SELL675)

Business Name: Catholic Daughters of America
Location: 15800 Del Webb Boulevard, Sun City 85351

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Date/Time: April 14, 2005, 12:00 noon – 3:00 pm

- e. Application filed by Jason Barclay Morris for an Original Series 10 Liquor License: (LL6144)

Business Name: CVS Pharmacy #5029
Location: 9230 E. Broadway Road, Mesa 85208

- f. Application filed by Lauren Kay Merrett for a Permanent Extension of Premises/Patio Permit: (ADM664-79)

Business Name: La Casa Blanca Mexican Food Restaurant
Location: 24605 S. McQueen, Chandler, 85249

Motion carried by majority vote (4-1) with Supervisors Stapley, Kunasek, Wilson and Wilcox voting "aye" and Supervisor Brock voting "nay."

PUBLIC HEARING - FIREWORKS DISPLAY PERMIT - WITHDRAWN

Approve an application filed by Jackie Dodds for a fireworks display permit: (ADM665)

Organization: Pioneer Restaurant and Saloon
Address: 3901 W. Pioneer Road, Phoenix, 85086
Date: April 5, 2005

This item was withdrawn by the applicant.

WHITE TANK FOOTHILLS STREET LIGHTING IMPROVEMENT DISTRICT ORGANIZED

Chairman Wilson called for a hearing on the organization of the White Tank Foothills Street Lighting Improvement District. No protests having been received and no speakers coming forth at the Chairman's call, motion was made by Supervisor Brock, seconded by Supervisor Stapley, and unanimously carried (5-0) to organize the White Tank Foothills Street Lighting Improvement District located in the vicinity of Northern Avenue and Citrus Road and appoint the Superintendent of Streets as District Engineer. The district's purpose is establishing street lighting facilities and purchasing electric service for the lighting of the public streets and parks within the area. (C6405241000) (ADM4302)

**ORDER ESTABLISHING
WHITE TANK FOOTHILLS STREET LIGHTING IMPROVEMENT DISTRICT**

A petition having been filed with the Clerk of the Board of Supervisors of Maricopa County, Arizona, praying for the establishment of White Tank Foothills Street Lighting Improvement District, under the provisions of Title 48, Chapter 6, Article 1, Arizona Revised Statutes, 1956, and said petition having been presented to the Board of Supervisors on the 23rd day of March, 2005 at the hour of 9:00 a.m., at the usual meeting place of said Board of Supervisors at 205 West Jefferson Street, in the City of Phoenix, as required by said Arizona Revised Statutes, 1956, and said Board having heard all interested property owners who appeared at said hearing on any matter relating to the establishment of the proposed District, or filed with the Clerk of the Board of Supervisors, before the date for said hearing, and after having heard all of said property owners, said Board of Supervisors finds that said petition is signed by the requisite number of owners of real property and further finds that the public convenience, necessity and welfare will

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be promoted by the establishment of said district, and hereby, by this formal order declares the findings aforesaid, and establishes the boundaries as follows:

Section 34, Township 3 North, Range 2 West, of the Gila and Salt River Meridian, Maricopa County, Arizona, also known as a resubdivision of Unit 37 of Romola of Arizona Grapefruit Unit as recorded in Book 18 of Maps, Page 13, Maricopa County Records.

And further declares that said district is now established under the name of White Tank Foothills Street Light Improvement District, by which name it shall be known in all proceedings hereafter.

DATED this 23rd day of March 2005.

/s/ Max W. Wilson, Chairman of the Board

ATTEST:

/s/ Fran McCarroll, Clerk of the Board

AMENDMENT TO ANNUAL AUDIT PLAN

Motion was made by Supervisor Wilcox, seconded by Supervisor Brock, and unanimously carried (5-0) to amend the FY 2004-05 Annual Audit Plan to include audit work requested by various county organizations. This amendment will not impact the FY 2004-05 Annual Audit Plan already approved by the Board of Supervisors. (The amendment is on file in the Clerk of the Board's Office.) (C2305001M00) (ADM2600)

RESOLUTION AND POLICY REGARDING ORGANIZATIONAL ALIGNMENT

Motion was made by Supervisor Wilcox, seconded by Supervisor Brock, and unanimously carried (5-0) to approve Board of Supervisors' resolution and policy A1511 regarding the organizational alignment of the Constables. This resolution and policy establishes an organizational structure for the Constables, aligning them according to the Justice of the Peace Precinct Court Co-location Plan. (C2505003600) (ADM1300)

**RESOLUTION
REORGANIZATION OF THE CONSTABLES**

WHEREAS, Constables, who provide a great service to the citizens of Maricopa County, are elected officials as set forth by A.R.S. § 22-131, which clearly delineates the statutory duties of Constables; and

WHEREAS, the Board of Supervisors and County Manager respect and recognize the prerogatives of individually elected Constables to perform their duties as defined in A.R.S. § 22-131 (A) within their statutory discretion;

WHEREAS, A.R.S. § 22-132 allows the Board of Supervisors to pay the actual and necessary expenses incurred by Constables, and these expenses are considered county charges pursuant to A.R.S. § 11-601;

WHEREAS, A.R.S. § 11-201 establishes that the Board of Supervisors is responsible for determining the budgets for Maricopa County, including all elected officials and county appointed departments; and

WHEREAS, the Board of Supervisors has been informed of the plans to create and organize Constable county resources, according to the Justice of the Peace Precinct Court Co-location Plan, to six regional areas; and

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WHEREAS, the Constables' offices shall be relocated based on the newly created Justice of the Peace Precinct Court Co-locations to allow the county to distribute county resources and manpower more efficiently among the six regional court centers; and

WHEREAS, the new organizational structure makes good business sense for the overall good of Maricopa County;

NOW, THEREFORE, BE IT RESOLVED that the Board of Supervisors delegates to the County Manager administrative oversight of the Constables, and hereby orders the following:

1. The County Manager is responsible for oversight of the budget and administrative policies as they pertain to the Constables' office and the county as a whole, in addition to offering conflict resolution/mediation assistance when necessary.
2. In order to maintain structure and a uniform standard, all policies will be developed based on collaboration and consensus among the Constables and County Manger.
3. Constables are required to complete a log of work-related activities as outlined in A.R.S. § 11-445 (I & J), which must be filed monthly with the Clerk of the Justice Court and with the Clerk of the Board of Supervisors.
4. With the approval of the Board of Supervisors, each of the six Justice of the Peace Precinct Court Co-locations will be assigned one Deputy Constable or Process Server.
5. The Constables within each regional center will select an Area Resource Manager (formerly Area Coordinator) by majority vote of the constables within that regional center. The Area Resource Manager will be the supervisor of the Deputy Constable or Process Server for the area.
6. The Constable Administrator, with the approval of the majority of the Area Resource Managers, may direct the temporary re-assignment of Process Servers and Deputy Constables when necessary to cover in exigent circumstances created by the absence of either a Constable or other Constable employee to ensure that the Courts receive needed coverage on an equal basis of total manpower resources.

DATED this 23rd day of March 2005.

/s/ Max W. Wilson, Chairman of the Board

ATTEST:

/s/ Fran McCarroll, Clerk of the Board

GRANT FROM ARIZONA PEACE OFFICER STANDARDS AND TRAINING BOARD FOR ADVANCED FORENSIC INTERVIEWING

Motion was made by Supervisor Wilcox, seconded by Supervisor Brock, and unanimously carried (5-0) to approve receipt of grant funds from the Arizona Peace Officer Standards and Training Board in the amount of \$49,020.00. These grant funds are intended to be used exclusively for reimbursement of expenditures related to the training of County Attorney Detectives in advanced forensic interviewing of children. This training is in compliance with the Child Abuse/Child Sexual Assault Protocol training standards set forth in A.R.S. §8-817.B6 per House Bill 2024 of the 64th Legislative Second Special Session enacted December 18, 2003. This grant agreement commenced on July 1, 2004, and will terminate on June 30, 2005. The grant funds may not be expended for any indirect costs that may be

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incurred by the Maricopa County Attorney's Office or Maricopa County for the administration of this grant. The Maricopa County Department of Finance has calculated the County Attorney's composite indirect cost rate at 16.0%. The non-recoverable indirect cost of administering this grant is \$7,843.20. By approving this agenda item, the Board of Supervisors will be authorizing the increase of grant funding that was not budgeted, thus causing a budget amendment to be authorized. This amendment will increase the County Attorney's Grant Fund (219) revenue and expenditure levels for FY 2004-05 by \$49,020.00. Grant revenues are not "local revenues" for the purpose of the constitutional expenditure limitation, and therefore, expenditure of the funds is not prohibited by the budget law. This budget adjustment does not alter the budget constraining the expenditure of local revenues duly adopted by the Board pursuant to A.R.S. §42-17105. (C1905027300)

PETITION FOR REVIEW FOR PROPERTY TAX CASE

Motion was made by Supervisor Wilcox, seconded by Supervisor Brock, and unanimously carried (5-0) to approve the filing of a Petition for Review to the Arizona Supreme Court in the property tax matter of SFPP LP v. Arizona Department of Revenue, Maricopa County, et al., TX1999-00532, TX2001-000001, TX2001-000382 (Consolidated). (This action was discussed in executive session on March 21, 2005.) (C1905028M00) (ADM413-001)

VEHICLE EXEMPTIONS FROM MARKINGS AND ISSUANCE OF UNDERCOVER NON-GOVERNMENTAL PLATES

Motion was made by Supervisor Stapley, seconded by Supervisor Brock, and unanimously carried (5-0) to approve exemptions from markings, including the issuance of undercover non-governmental license plates, per A.R.S. §38-538-03, for 16 new motor pool vehicles designated for Sheriff's Office Detective vehicle replacements. This request has been coordinated with Equipment Services. List is on file in the Clerk of the Board's office and retained in accordance with ASLAPR approved retention schedule. (C5005053M00) (ADM3104-V)

RETIREMENT AND PERMANENT TRANSFER OF CUSTODY OF CANINE UNIT DOGS

Motion was made by Supervisor Stapley, seconded by Supervisor Brock, and unanimously carried (5-0) to approve the retirement and permanent transfer of custody of two Canine Unit dogs, "Uri" K-56 and "Claude" K-35, who are no longer useful to the Sheriff's Office, to their respective Sheriff's Office handlers. These dogs have no commercial value and thus may be disposed of in any manner approved by the Board pursuant to A.R.S. §11-251(9). (C5005054M00) (ADM3916)

ADDITIONS TO FLEET AND EXEMPTIONS FROM MARKINGS

Motion was made by Supervisor Stapley, seconded by Supervisor Brock, and unanimously carried (5-0) to approve one-time additions to fleet of four vehicles purchased with RICO funds, which include a 2004 full-size sedan, valued at \$15,731; a pick-up truck, valued at \$13,731; and two mid-sized sedans valued at \$9,477 and \$11,731, respectively. These vehicles will be used in the Sheriff's Office counter-terrorism division and will be included in the up-to-50 RICO vehicles used for deep undercover purposes. Approve exemptions from markings for each these vehicles per A.R.S. §38-538-03 because they will be used to track criminal movement and record intelligence information, while preserving the anonymity of the mission.

Annual operation and maintenance of these vehicles will be funded with RICO funds and is estimated to be approximately \$3,500 per vehicle. No vehicle replacement costs are associated with these temporary

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additions to fleet because they will automatically be removed from the MCSO fleet when they are no longer useful. (C5005055M00) (ADM3104-V)

IGA WITH CITY OF PHOENIX TO PURCHASE EQUIPMENT FOR RAPID RESPONSE TEAM

Motion was made by Supervisor Stapley, seconded by Supervisor Brock, and unanimously carried (5-0) to approve an Intergovernmental Agreement (IGA) between the City of Phoenix and Maricopa County on behalf of the Maricopa County Sheriff's Office accepting \$350,000 in federal pass-through grant funds to purchase equipment for a Rapid Response Team. This funding originates from the United States Department of Homeland Security, Office for Domestic Preparedness (US DHS/ODP) Urban Area Security Initiative 2004, (UASI) Grant Number 2004-TU-T4-0017. The term of this agreement will be the date which it is signed by both parties through November 30, 2005 or when the grant, including extensions, ends. The Sheriff's Office indirect cost rate for FY 2004-05 is 14%. Unrecoverable indirect costs associated with this grant are estimated to be \$49,000. (C5005536300)

IGA RENEWAL LETTER WITH ADEM FOR PERSONAL PROTECTIVE EQUIPMENT

Motion was made by Supervisor Stapley, seconded by Supervisor Brock, and unanimously carried (5-0) to approve an Intergovernmental Agreement (IGA) Renewal Letter between the Arizona Division of Emergency Management (ADEM) and the Maricopa County Sheriff's Office accepting \$406,000 in federal pass-through grant funds to purchase personal protective equipment. This funding originates from the United States Department of Homeland Security, Office for Domestic Preparedness, 2004 Homeland Security Grant Program Award Number #2004-GE-T4-0051. The Board of Supervisors approved the original agreement for the Sheriff's Office in FY 2003-04 (C5004502M00) on July 30, 2003. The Sheriff's Office indirect cost rate for FY 2004-05 is 14%. Unrecoverable indirect costs associated with this grant are estimated to be \$56,840. The term of the state award document is December 1, 2003 through November 30, 2005. (C5005537300)

AGREEMENT AND ACCEPTANCE OF GRANT FROM ARIZONA PEACE OFFICERS TRAINING FUND FOR FIREARMS TRAINING SYSTEM

Motion was made by Supervisor Stapley, seconded by Supervisor Brock, and unanimously carried (5-0) to approve the agreement and acceptance of \$55,000 from the Arizona Peace Officers Standard and Training Board, Peace Officers Training Fund. This is a new grant with advanced funding which will allow for the purchase of a new Range 3000 Firearms Training System and associated equipment and supplies. The Sheriff's Office indirect cost rate is 14% for FY 2004-05. Unrecoverable indirect costs associated with this grant are estimated to be \$7,700. The term of this funding is the date of the Board of Supervisors' approval through June 30, 2005. (C5005538300)

RESOLUTION APPROVING APPLICATION AND ACCEPTANCE OF GRANT FUNDS FROM GOHS FOR DEPUTY TRAINING

Motion was made by Supervisor Wilcox, seconded by Supervisor Stapley, and unanimously carried (5-0) to adopt a Resolution approving application and acceptance of up to \$20,000 in reimbursable grant funding from the Governor's Office of Highway Safety (GOHS) for deputy training. The Sheriff's Office indirect cost rate is 14% for FY 2004-05. Unrecoverable indirect costs associated with this grant are estimated to be \$2,800. The term of this funding is the date of the Board of Supervisors' approval through September 30, 2005. (C5005539300)

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RESOLUTION

**APPROVING THE SUBMISSION OF PROJECTS FOR CONSIDERATION IN
ARIZONA'S 2005 HIGHWAY SAFETY PLAN**

WHEREAS, the Governor's Office of Highway Safety is seeking proposals from state and local jurisdictions for projects relating to all aspects of highway safety and;

WHEREAS, the Maricopa County Board of Supervisors, through the Maricopa County Sheriff's Office is interested in submitting proposals to be considered for funding in the form of reimbursable grants from the National Highway Traffic Safety Administration;

NOW, THEREFORE, BE IT RESOLVED that the Maricopa County Board of Supervisors hereby:

- Section 1. Approves the filing and acceptance of grant funding from the priority program area of Training in an amount not to exceed \$20,000.
- Section 2. Authorizes the Sheriff, or his designee, to submit all financial and other reporting documents required in connection with such grants.

DATED this 23rd day of March 2005.

/s/ Max W. Wilson, Chairman of the Board

ATTEST:

/s/ Fran McCarroll, Clerk of the Board

RESOLUTION FOR APPLICATION AND ACCEPTANCE OF GRANT FROM GOHS FOR HIGHWAY SAFETY

Motion was made by Supervisor Wilcox, seconded by Supervisor Stapley, and unanimously carried (5-0) to adopt a Resolution approving application and acceptance of up to \$200,000 in reimbursable grant funding from the Governor's Office of Highway Safety (GOHS) for projects relating to all aspects of highway safety. The Sheriff's Office indirect cost rate is 14% for FY 2004-05. Unrecoverable indirect costs associated with this grant are estimated to be \$28,000. The anticipated term of this funding is October 1, 2005 through September 30, 2006. (C5005540300)

RESOLUTION

**APPROVING THE SUBMISSION OF PROJECTS FOR CONSIDERATION IN
ARIZONA'S 2006 HIGHWAY SAFETY PLAN**

WHEREAS, the Governor's Office of Highway Safety is seeking proposals from state and local jurisdictions for projects relating to all aspects of highway safety and;

WHEREAS, the Maricopa County Board of Supervisors, through the Maricopa County Sheriff's Office is interested in submitting proposals to be considered for funding in the form of reimbursable grants from the National Highway Traffic Safety Administration;

NOW, THEREFORE, BE IT RESOLVED that the Maricopa County Board of Supervisors hereby:

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- Section 1. Approves the filing and acceptance of grant funding from the priority program areas of DUI/Alcohol/Drugs Enforcement, Police Traffic Services, Accident Investigation -Reconstruction/Bicycle/Pedestrian Safety, Motorcycle Safety, Emergency Medical Services, Occupant Protection, School Bus Safety, Roadway Safety, Traffic Records and Training in an amount not to exceed \$200,000.
- Section 2. Authorizes the Sheriff, or his designee, to submit all financial and other reporting documents required in connection with such grants.

DATED this 23rd day of March 2005.

/s/ Max W. Wilson, Chairman of the Board

ATTEST:

/s/ Fran McCarroll, Clerk of the Board

IGA WITH LAW ENFORCEMENT AGENCIES FOR OVERTIME EXPENSES

Motion was made by Supervisor Wilcox, seconded by Supervisor Stapley, and unanimously carried (5-0) to approve the Intergovernmental Agreements (IGAs) between the Maricopa County Sheriff's Office and the following seven law enforcement agencies: Chandler Police Department (PD) (C5005542200), Goodyear PD (C5005543200), Mesa PD (C5005544200), Phoenix PD (C5005545200), Pima County Sheriff's Department (C5005546200), Tucson PD (C5005547200) and Youngtown PD (C5005548200). The term of these agreements is from March 1, 2005 through December 31, 2006. Phoenix PD will be eligible for reimbursement of up to \$80,000. The remaining agencies are eligible for a reimbursement of up to \$50,000 each; however, all reimbursements are made on a first-come, first-serve basis until the aggregate award amount of \$225,000 is expended. No budget adjustment is required. (C50055412ZZ)

RETROACTIVE APPROVAL OF PARTICIPATION AGREEMENT WITH PROJECT CHILDSAFE FOR FIREARMS SAFETY KITS

Motion was made by Supervisor Wilcox, seconded by Supervisor Stapley, and unanimously carried (5-0) to retroactively approve a Participation Agreement between Project ChildSafe and the Maricopa County Sheriff's Office for the distribution of firearms safety kits to participating communities. This Participation Agreement allows the National Shooting Sports Foundation (NSSF) to keep a record of all law enforcement partners participating in Project ChildSafe. It also allows the Sheriff's Office and the county to keep track of federal awards, monetary and other. To date, the Sheriff's Office has received 3,200 gun locks valued at approximately \$8 each, or \$25,600. The term of the agreement shall be from January 1, 2004 through termination of Project ChildSafe. (C5005549200)

PURCHASE AND INSTALL ELECTRONIC RECORDING EQUIPMENT

Pursuant to A.R.S. §42-17106, motion was made by Supervisor Wilcox, seconded by Supervisor Kunasek, and unanimously carried (5-0) to approve the transfer and expenditure of \$800,000 from FY 2004-05 Appropriated Fund Balance (480) General Fund (100) General Contingency (4811) to an existing line in Appropriated Fund Balance (480) General Fund (100) Infrastructure/CIP (4813) entitled "Trial Courts: New Facility Start-up Equipment". Approval of this action will allow the department to purchase and install electronic recording equipment in the courtrooms at the new Northeast Regional Court Facility. In the event that purchase and installation of the equipment is not complete by June 30, 2005, authorize OMB to carryover the remaining balance to the FY 2005-06 budget. (C3805028800) (ADM1002)

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APPLICATION AND ACCEPTANCE OF GRANT FUNDS AND MOU FOR CRIME PROGRAMS

Motion was made by Supervisor Wilcox, seconded by Supervisor Kunasek, and unanimously carried (5-0) to approve the application for and acceptance of grant funding from the Edward Byrne Memorial Justice Assistance Grant (JAG) dollars in the total amount of \$1,845,696.00 from the Bureau of Justice Assistance (BJA). (C2005008A00)

The motion also approved a Memorandum of Understanding (MOU) between Maricopa County and the cities of Glendale, Phoenix, Mesa, and Tempe. This MOU is required pursuant to the grant application requirements. This MOU also includes a negotiated reallocation to Maricopa County of \$895,696.00. \$950,000.00 in funds will be reallocated to the cities of Phoenix (\$650,000.00), Mesa (\$150,000.00), Glendale (\$75,000.00), and Tempe (\$75,000.00). Funds received by Maricopa County will be used to support projects in Adult Probation, County Attorney's Office, Juvenile Probation, and the Sheriff's Office. Further, grant awards are to be expended within a four-year period of time, starting October 1, 2004, and ending not more than 48 months later. BJA does allow for the recovery of indirect costs up to 10 percent of the total award. Maricopa County Juvenile Probation Department has been designated as the fiscal agent for this consortium of municipalities. The departments included in this consortium will not seek the allowable 10 percent indirect costs recovery, \$184,570.00. The indirect administrative costs that will not be recovered are estimated to be \$152,900.44 as listed below. (C2005008B00)

The motion also approves an increase of \$291,000.00 in the revenue and expenditure budget authority of the County Attorney's Grant Fund (219). Grant revenues are not local revenues for the purpose of the constitutional expenditure limitation and, therefore, the budget law does not prohibit expenditure of these revenues. These budget adjustments do not alter the budget constraining the expenditures of local revenues duly adopted by the Board of Supervisors pursuant to A.R.S. §42-17105. (C2005008C00)

Adult Probation will receive a total of \$53,000.00; at their indirect rate of 9.3%, their indirect costs would be \$4,929.00. The County Attorney's Office will receive a total of \$291,000.00; at their indirect rate of 16%, their indirect costs would be \$46,560.00. Juvenile Probation will receive a total of \$237,000.00; at their indirect rate of 24.2%, their indirect costs would be \$57,354.00. The Sheriff's Office will receive a total of \$314,696.00; at their indirect rate of 14%, their indirect costs would be \$44,057.44. These indirect costs are not being sought so that all money can be used to maintain existing programs. (C2005008000)

RECIND APPROVAL OF LEASE WITH CSFB 1998-FL2 WEST MONROE OFFICE

Motion was made by Supervisor Wilcox, seconded by Supervisor Kunasek, and unanimously carried (5-0) to approve the rescission of the full service lease No. L-7371 with CSFB 1998-FL2 West Monroe Office, LLC, Lessor, for office space at 111 W. Monroe, Phoenix. The Board of Supervisors approved the original lease on February 16, 2005, during its formal Board meeting. During the process of obtaining the Board's approval for the subject lease, the building owners of 111 W. Monroe accelerated a strategy to sell the building. The county has been advised that a new owner is inevitable along with a change in the building's use, thereby affecting the viability of the subject lease space. (C5505001401)

REJECT CLAIMS DEMANDS

Motion was made by Supervisor Brock, seconded by Supervisor Stapley, and unanimously carried (5-0) to reject claim demands (February 2005) for emergency medical services from private medical providers to patients who do not meet the requirements of Arizona Revised Statutes or Maricopa County Policies and are, therefore, not the responsibility of Maricopa County pursuant to A.R.S. §11-629 (not a proper charge against the county) and A.R.S. §11-622 (claims not having been filed within six months after the

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last item of the account accrues). (A.R.S. §11-629 \$333,333.24 and A.R.S. §11-622 \$0.00)
(C3905032700) (ADM1804)

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Vendor	Amb., Doctors, Hosp. Ars 11-629	Over Six Months Ars 11-622
Allure Plastic Surgery Pc	40,368.00	0.00
Arizona Arrhythmia Consultant	5,692.00	0.00
Banner Desert Medical Ctr	1,708.50	0.00
Banner Good Sam Trauma Service	85.00	0.00
Banner Good Samaritan Reg Med	119,979.94	0.00
Brown, James J. Md	300.00	0.00
City Of Phoenix Ambulance	1,312.16	0.00
Clinical Diagnostic Radiology	29.00	0.00
Desert Hospitalists Pc	1,235.00	0.00
Emergency Physicians Prof Asso	925.00	0.00
Emergency Professional Svcs Pc	865.00	0.00
Hospitalists Of Arizona	418.00	0.00
Medpro	142,677.04	0.00
Phoenix Memorial Hospital	1,807.46	0.00
Premiere Physicians Inc	540.00	0.00
Rural Metro Ambulance	1,186.75	0.00
Southwest Ambulance	13,491.94	0.00
Tempe St. Luke's Hospital	712.45	0.00
Grand Totals:	333,333.24	0.00
Restitution	0.00	
Totals Denials:	333,333.24	

MMCS PROVIDER PANEL APPOINTMENTS/REAPPOINTMENTS

Motion was made by Supervisor Brock, seconded by Supervisor Stapley, and unanimously carried (5-0) to approve the recommendations of Maricopa Managed Care Systems (MMCS) Health Plan Provider Panel appointments and reappointments as discussed in Executive Session on March 21, 2005. (List is on file in the Clerk of the Board's office.) (C9004171M) (ADM2100-005)

PROVIDER PANEL PARTICIPATION APPOINTMENTS

ASPA Appointments

Jose Luis Pierrend, M.D.	Internal Medicine/Geriatrics	ASPA
Edward J. Rotmensch, M.D.	Obstetrics/Gynecology	ASPA
Kathleen Weber, D.O.	Pediatrics	ASPA

Provisional Appointment

Vicente O. Enciso, M.D.	Obstetrics/Gynecology	Medpro
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Mohammad Q. Najib, M.D.	Internal Medicine	Medpro
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Initial Appointment

Amy Rose-Abalos, L.C.S.W.	Social Worker	MIHS Employee
John P. Anderson, M.D.	Radiology	Contract
David W. Forest, M.D.	Obstetrics/Gynecology	Contract
Salvatore Casano, M.D.	Surgery/Surgical Critical Care	Medpro
Hyun-Suk Chong, M.D.	Internal Medicine/Endocrinology	Contract
Shyam N. Colattur, M.D.	Internal Medicine/Nephrology	Contract
Mohamed Essam Elkotb, M.D.	Psychiatry & Neurology	Contract
Adriana T. Gaidici, M.D.	Internal Medicine/Infectious Disease	Contract
Florin Gaidici, M.D.	Internal Medicine	Contract
Wesley S. Hilger, M.D.	Obstetrics/Gynecology	Medpro
Madjid Keyvani, M.D.	Neurology	Contract
David M. Kolinski, D.D.S.	Dentistry	MIHS Employee
Samantha T. Kolinski, D.D.S.	Dentistry	MIHS Employee
Richard A. Leff, M.D.	Internal Medicine/Cardiology	Medpro
Robert Jeffrey Marotz, D.O.	Obstetrics/Gynecology	Contract
John Paul Maurice, M.D.	Surgery	Contract
Thomas R. Mirzai, D.O.	Allergy & Immunology	Contract
Elaine Helen Niggemann, M.D.	Internal Medicine/Cardiovascular Disease	Contract
Daniel F. Rychlik, M.D.	Obstetrics/Gynecology	Medpro
Marc David Thames, M.D.	Internal Medicine/Cardiovascular Disease	Contract
Jose A. Valdivia, P.A.-C	Physician Assistant	Medpro
Warren Keith Williamson, P.A.-C	Physician Assistant	MIHS Employee
Jozef Zoldos, M.D.	Orthopedic Surgery/Surgery (Plastic)	Medpro

Reappointment

Manuel Abrante, M.D.	Internal Medicine/Nephrology	Contract
Sandra R. Aviles, M.D.	Pediatrics	Medpro
Daryl P. Beabeau, M.D.	Diagnostic Radiology	Contract
Kevin M. Berman, M.D.	Internal Medicine/Cardiovascular Disease	Contract
Lorenzo Boyce, M.D.	Obstetrics/Gynecology	Contract
Tracy A. Contant, M.D.	Obstetrics/Gynecology	Medpro
Andrei Damian, M.D.	Internal Medicine/Cardiovascular Disease	Contract
Orlando A. Delgado, P.A.-C	Physician Assistant	Medpro
Kevin N. Foster, M.D.	Surgery	Medpro
Tammalynn A. Gaddam, C.N.M.	Nurse Midwife	Medpro
Shareh O. Ghani, M.D.	Psychiatry	Medpro
Narajeeva R. Gunawardene, M.D.	Pediatrics/Neonatology	Medpro
Lee W. Harding, D.D.S.	Dentistry	Contract
Raymond L. Heilman, M.D.	Internal Medicine/Nephrology	Contract
Amy E. Hillier, P.A.-C	Physician Assistant	Medpro
Vahid "Vinnie" Hojreh, D.M.D.	Dentistry	Contract
Lucy Hosmer, C.N.M.	Certified Nurse Midwife	Medpro
Ctibor T. Kaigl, M.D.	Pediatrics	Contract
Peter S. Leopold, D.O.	Internal Medicine-Nephrology	Contract
John Lin, M.D.	Radiology	Contract
Kim T. Long, M.D.	Pediatrics	Medpro
John H. Mabry, M.D.	Radiology	Contract

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Jason D. McCargar, D.M.D.	Dentistry	MIHS Employee
Thomas E. McCauley, M.D.	Family Practice	Contract
John M. Mann, D.D.S.	Dentistry	MIHS Employee
Phillip M. Moeser, M.D.	Radiology	Contract
Abdul Nadir, M.D.	Internal Medicine/Gastroenterology	Medpro
Stephen P. Nathan, M.D.	Internal Medicine-Pulmonary Diseases	Contract
Sara E. Q. Park, M.D.	Pediatrics	Medpro
Edward L. Patterson Jr., M.D.	Pediatrics	Medpro
Craig W. Pool, D.D.S.	Dentistry	MIHS Employee
Brian S. Puglisi, M.D.	Radiology	Contract
Jacqueline J. Pynn, M.D.	Psychiatry	Medpro
Khajista Qazi, M.D.	Pediatrics/Pediatric Emergency Medicine	Medpro
Allen Rafael, M.D.	Internal Medicine/Cardiovascular Disease	Contract
Jayashree R. Raju, D.O.	Internal Medicine	Contract
Eric M. Reuss, M.D.	Obstetrics/Gynecology	Contract
Gary D. Russell, P.A.	Physician Assistant	Medpro
Bryan Sandweiss, M.D.	Pediatrics/Cardiology	Medpro
Walter W. Schell, M.D.	Surgery/Thoracic Surgery	Medpro
Beth C. Schoenwald-Oberbeck, Ph.D.	Psychology	Contract
Mehrdad Shafa, M.D.	Pediatrics	Medpro
Bonita Strohschein, N.P.	Nurse Practitioner	Medpro
John P. Uglietta, M.D.	Diagnostic Radiology	Contract
Lee M. Ugol, M.D.	Internal Medicine/Cardiology	Contract
Raymond R. Valdivia, M.D.	Family Practice	Contract
Thanes J. Vanig, M.D.	Internal Medicine	Contract
Rolf F. Vrla, M.D.	Diagnostic Radiology	Contract
Samuel H. Wang, P.A.-C	Physician Assistant	Medpro
Robert W. Welker, M.D.	Family Practice	Contract
Gayla D. Wigal, M.D.	Family and Community Medicine	Medpro
Lana L. Wong, D.D.S.	Dentistry	MIHS Employee
Clifton M. Worsham, M.D.	Pediatrics-Cardiology	Contract

MIHS-Administrative

David S. Hirsch, M.D.	Medical Director-Health Plan	Employee
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DENIED

Charles R. Martin Jr., M.D.	Pediatrics	Contract
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PERSONNEL AGENDAS

Motion was made by Supervisor Brock, seconded by Supervisor Stapley, and unanimously carried (5-0) to approve Maricopa County (Exhibit A) and Judicial Branch (Exhibit B) Personnel Agendas. Exhibits A and B will be found at the end of this set of minutes.

REVISE FUND BALANCE FOR THE EAGLE PROJECT

Motion was made by Supervisor Brock, seconded by Supervisor Stapley, and unanimously carried (5-0) to approve a revised Appropriated Fund Balance (Dept 480), General Fund (100), Technology Projects (Org 4814) Human Resources system upgrades budget for FY 2004-05 from \$1,900,000 to \$1,120,205

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for the Eagle Project. The adjustment is being made to correct the appropriated fund balance and accurately represent the FY 2004-05 portion of this multi-year budget. This adjustment is necessary for expenditure control purposes and does not alter the duly adopted budget for FY 2004-05 approved by the Board pursuant to A.R.S. §42-17105. (C4905030800) (ADM2700-003)

AMENDMENT WITH GLENDALE ELEMENTARY SCHOOL DISTRICT FOR TOBACCO USE PREVENTION

Motion was made by Supervisor Brock, seconded by Supervisor Stapley, and unanimously carried (5-0) to approve Amendment #1 to Contract #C86054282, an Intergovernmental Agreement with the Glendale Elementary School District. The amendment will increase the amount of the contract by \$1,500, from \$8,000 to not-to-exceed \$9,500. The amendment will also change Attachment B, Work Statement, for this added school only. The effective date of the amendment is retroactive from January 7, 2005. All other terms and conditions remain unchanged. (C8605428201)

CONTRACT WITH PHOENIX CHILDREN'S HOSPITAL FOR HIV BEHAVIORAL HEALTH SERVICES

Motion was made by Supervisor Wilcox, seconded by Supervisor Stapley, and unanimously carried (5-0) to approve a contract with Phoenix Children's Hospital, for the provision of HIV behavioral health services. The term of the contract is retroactive to March 1, 2005, and continues through February 28, 2006, for a contract amount of \$3,000. Phoenix Children's Hospital was a successful respondent to a Request For Proposals (MC1-329) issued by the Department of Public Health on March 6, 2003. The original contract was approved by the Board of Supervisors on March 3, 2004 (C86048041). (C8605804100)

CONTRACT WITH JEWISH FAMILY AND CHILDREN'S SERVICE FOR HIV BEHAVIORAL HEALTH SERVICES

Motion was made by Supervisor Wilcox, seconded by Supervisor Stapley, and unanimously carried (5-0) to approve a contract with Jewish Family and Children's Service, for the provision of HIV behavioral health services. The term of the contract is retroactive to March 1, 2005, and continues through February 28, 2006, for a contract amount of \$30,000. Jewish Family and Children's Services was a successful respondent to a Request For Proposals (MC1-329) issued by the Department of Public Health on January 17, 2002. The original contract was approved by the Board of Supervisors on February 20, 2002 (C86026201). The contract was subsequently renewed by the Board on March 5, 2003 (C86037051) and March 3, 2004 (C86048051). (C8605805100)

CONTRACT WITH CHICANOS POR LA CAUSA, INC., FOR HIV TARGETED OUTREACH SERVICES

Motion was made by Supervisor Wilcox, seconded by Supervisor Stapley, and unanimously carried (5-0) to approve a contract with Chicanos Por La Causa, Inc., for the provision of HIV targeted outreach services Minority Aids Initiative (MAI) to Hispanic individuals and families affected by HIV/AIDS. The term of the contract is retroactive to March 1, 2005, and continues through February 28, 2006, for a contract amount of \$55,000. Chicanos Por La Causa was a successful respondent to a Request For Proposals (MC1-329) issued by the Department of Public Health on March 22, 2001. The original contract was approved by the Board of Supervisors on April 3, 2002 (C86026271). The contract was subsequently renewed by the Board on March 5, 2003 (C86037201), and March 8, 2004 (C86048201). (C8605820100)

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CONTRACT WITH PHOENIX INDIAN MEDICAL CENTER FOR HIV TARGETED OUTREACH SERVICES

Motion was made by Supervisor Wilcox, seconded by Supervisor Stapley, and unanimously carried (5-0) to approve a contract with Phoenix Indian Medical Center – Indian Health Service for the provision of HIV targeted outreach services Minority Aids Initiative (MAI) to individuals and families affected by HIV/AIDS. The term of the contract is retroactive to March 1, 2005, and continues through February 28, 2006, for a contract amount of \$25,000. This agreement is exempt under Maricopa County Procurement Code MC1-102 A. (C8605823100)

CONTRACT WITH PHOENIX INDIAN MEDICAL CENTER FOR HIV CASE MANAGEMENT SERVICES

Motion was made by Supervisor Wilcox, seconded by Supervisor Stapley, and unanimously carried (5-0) to approve a contract with Phoenix Indian Medical Center – Indian Health Service for the provision of HIV case management services to individuals and families affected by HIV/AIDS. The term of the contract is retroactive to March 1, 2005, and continues through February 28, 2006, for a contract amount of \$40,000. This agreement is exempt under Maricopa County Procurement Code MC1-102 A. (C8605832100)

DONATIONS TO THE FAMILY PLANNING PROGRAM

Motion was made by Supervisor Wilcox, seconded by Supervisor Stapley, and unanimously carried (5-0) to retroactively approve acceptance of donations to the Family Planning Program at the Department of Public Health from clients receiving family planning and reproductive health services in the amount of \$15,124 for the months of November 2004, December 2004, and January 2005, and expenditures of same. This amount is included in the Special Revenue Budget (Fund 265) for FY 2004-05 therefore, no expenditure or revenue adjustment is needed. Donations are not local revenues for the purpose of the constitutional expenditure limitation, and therefore expenditures of these revenues are not prohibited by the budget law. (C8605901M00) (ADM2150)

COMMUNITY DEVELOPMENT ADVISORY COMMITTEE BY-LAWS AND POLICY MANUAL

Motion was made by Supervisor Stapley, seconded by Supervisor Wilcox, and unanimously carried (5-0) to approve revisions to the Community Development Advisory Committee (CDAC) By-Laws and Policy Manual to reduce the required Community Development Block Grant (CDBG) contingency amount to 5%. CDAC policy requires that at least 8% of the current year's CDBG entitlement be available in a contingency account at July 1 of each year. CDAC would like to reduce the required contingency amount from 8% to 5%. CDAC's logic for this action is to maximize the amount of CDBG funds that are available to communities for worthwhile projects. Community Development staff concurs with this action. (C1797077603) (ADM1501)

AMENDMENT WITH CATHOLIC SOCIAL SERVICES OF CENTRAL AND NORTHERN ARIZONA, INC., FOR HEAD START SERVICES

Motion was made by Supervisor Stapley, seconded by Supervisor Wilcox, and unanimously carried (5-0) to approve Amendment #1 to the Cost Reimbursement Contract between Catholic Social Services of Central and Northern Arizona, Inc., an approved Delegate Agency, and Maricopa County's Human Services Department for the provision of Head Start services in the western part of the county. The target population includes low-income three- and four-year old children and their families. The contract amendment increases the value of the contract by \$138,367 (from \$6,100,413 to \$6,238,780). This

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contract amendment is effective upon approval by both parties, and shall terminate June 30, 2005. This contract does not include any county general funds. (C2205012101)

AMENDMENT WITH CATHOLIC SOCIAL SERVICES OF CENTRAL AND NORTHERN ARIZONA, INC., FOR EARLY HEAD START SERVICES

Motion was made by Supervisor Stapley, seconded by Supervisor Wilcox, and unanimously carried (5-0) to approve Amendment #1 to the Cost Reimbursement Contract between Catholic Social Services of Central and Northern Arizona, Inc., an approved Early Head Start Delegate Agency, and Maricopa County's Human Services Department for the provision of Early Head Start services in the western part of the county. The target population includes low-income families with children under age three and pregnant women. The contract amendment increases the value of the contract by \$15,855 (from \$688,990 to \$704,845). This contract is effective upon approval of both parties, and shall terminate June 30, 2005. This contract does not include any county general funds. (C2205013101)

AMENDMENT WITH FOUNDATION FOR SENIOR LIVING, INC. FOR HOME WEATHERIZATION AND REPAIR

Motion was made by Supervisor Stapley, seconded by Supervisor Wilcox, and unanimously carried (5-0) to approve Amendment #1 to the contract with the Foundation for Senior Living, Inc., (FSAL) to increase funding in the amount of \$56,161. The total contract amount will increase from \$511,467 to \$567,628 for the operation of the low-income home weatherization and minor home repair program. Program funding resources are provided to Maricopa County by Arizona Public Service, Southwest Gas, the Department of Energy, the Arizona Department of Economic Security and the U.S. Department of Health and Human Services. There is no long-term commitment on the part of Maricopa County to continue this program. Continuation of this program is based on the availability of continued funding. There are no county general funds involved in this contract. The period of performance for this amendment is July 1, 2004 through June 30, 2005. This amendment represents an increase in Southwest Gas Special Project funding awarded to Maricopa County. The additional funding will provide weatherization improvements to the homes of 60 low-income households living in HUD Section VIII apartments. (C2205085101)

CONTRACTS TO EMPLOYERS FOR CUSTOMIZED TRAINING

Motion was made by Supervisor Stapley, seconded by Supervisor Wilcox, and unanimously carried (5-0) to approve Maricopa County Human Services Department, Workforce Development Division to award a variety of contracts to multiple employers for the delivery of customized training that meets the specific training needs of an employer or group of employers. The employer or group of employers makes a commitment to employ, or in the case of incumbent workers, continue to employ, and when feasible, to provide promotions in either pay or job duties upon successful completion of participant's training. It is anticipated that approximately \$675,000 Employed Worker Training Program funds will be awarded in FY 2004-05. There are no county funds included in this action. (C22051273ZZ) (ADM2512)

MOU FOR A BATTELLE MEMORIAL INSTITUTE NEEDS ASSESSMENT

Motion was made by Supervisor Stapley, seconded by Supervisor Wilcox, and unanimously carried (5-0) to approve a financial Memorandum of Understanding (MOU) between Maricopa County Human Services Department (MCHSD) and the Maricopa Community College District (MCCD), both political subdivisions of the State of Arizona, in an amount not to exceed \$50,000. This MOU will be effective from the date of final execution until the delivery of the final work product, which is anticipated to be within ten months from the final execution of the agreement with the Battelle Memorial Institute. The Maricopa Community

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College District (MCCD) and the Maricopa County Human Services Department (MCHSD), in collaboration with other agencies, seek to diversify the region's economic base by attracting, retaining and expanding the high technology manufacturing industry. The final work product will include conducting a needs assessment to determine the types of jobs that will be in demand, and the required skill sets for those jobs which is necessary to ensure that appropriate programs and services are in place to produce those workers. (C2206076200)

COOPERATIVE AGREEMENT WITH PHOENIX SPEEDWAY CORPORATION, INC. FOR CAMPING AND PARKING AREAS

Subject to county counsel approval of the final form of the agreement, motion was made by Supervisor Stapley, seconded by Supervisor Wilcox, and unanimously carried (5-0) to approve and execute a Cooperative Agreement between Maricopa County, through its Parks and Recreation Department, and Phoenix Speedway Corporation, Inc. Through this agreement, the county and the Parks and Recreation Department will receive, from Phoenix Speedway Corporation, \$62,500 in revenue over a five-year period, commencing April 1, 2005 and ending on December 31, 2009. Maricopa County will provide Phoenix Speedway Corporation, Inc., with exclusive use of the camping and parking areas at Estrella Mountain Regional Park during its major race events. At all other times, these facilities will be available for use by the general public. (C3005032100)

KENNEL PERMITS

Motion was made by Supervisor Stapley, seconded by Supervisor Wilcox, and unanimously carried (5-0) to approve the issuance of a kennel permit for Linda Clapp, d.b.a. Clapp Kennels, 39138 W. Baseline Road, Tonopah, AZ 85354 (P. O. Box 56, Tonopah, AZ 85354), for the term of March 23, 2005 through March 22, 2006. The cost of a kennel permit is \$90. (Supervisory District 4) (C7905078C00) (ADM2304)

RENEW KENNEL PERMITS

Motion was made by Supervisor Stapley, seconded by Supervisor Wilcox, and unanimously carried (5-0) to approve the kennel permit renewal for Jan Wetton, d.b.a. Wetton Kennels, 5003 W. Mercer Lane, Glendale, AZ 85304, Permit #391 for the term of March 9, 2005 through March 8, 2006. The cost of the kennel permit is \$90. (Supervisory District 4) (C7905075C00) (ADM2304)

RENEW KENNEL PERMITS

Motion was made by Supervisor Stapley, seconded by Supervisor Wilcox, and unanimously carried (5-0) to approve the following kennel permit renewals for the term of March 23, 2005 through March 22, 2006:

- i. Leighton O'Osthurser, d.b.a. O'Osthurser Kennels, 4640 E. Forest Pleasant Place, Cave Creek, AZ 85331, Permit #311, and
- ii. Marilyn Pauly, d.b.a. Evanz Kennels, 16853 N. 39th Drive, Phoenix, AZ 85053, Permit #352.

The cost of each kennel permit is \$90. (C7905079C00) (ADM2304)

DONATIONS

Motion was made by Supervisor Stapley, seconded by Supervisor Wilcox, and unanimously carried (5-0) to approve the acceptance of the following donations:

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- a. PETCO Foundation to Animal Care & Control (AC&C) in the amount of \$2,748. (C7905076700) (ADM2300)
- b. PETsMART Corporation to Animal Care & Control (AC&C) in the amount of \$275. (C7905077700) (ADM2300)

FUND TRANSFERS

Motion was made by Supervisor Stapley, seconded by Supervisor Wilcox, and unanimously carried (5-0) to approve regular and routine fund transfers from the operating funds to clearing funds including payroll, work authorizations, journal entries, allocations, loans, and paid claims. Said claims having been recorded on microfiche retained in the Department of Finance in accordance with the Arizona State Department of Library Archives and Public Records retention schedule, and incorporated herein by this reference.

RESOLUTION AUTHORIZING ISSUANCE AND SALE OF HOSPITAL REVENUE BONDS (SUN HEALTH CORP)

Motion was made by Supervisor Stapley, seconded by Supervisor Wilcox, and unanimously carried (5-0) to approve the Resolution (On file in the Clerk of the Board's Office):

- o Authorizing the issuance and sale of a series of its special obligation revenue bonds to be designated the "Maricopa County, Arizona, Hospital Revenue Bonds, Series 2005 (Sun Health Corporation)," in the principal amount not-to-exceed \$100,000,000; and
- o Authorizing Bond Counsel, the Chief Financial Officer, and the Chairman of the Board of Supervisors to take appropriate actions for completion of this bond issuance. (C1805021A00) (F23172)

SOLICITATION SERIALS

Motion was made by Supervisor Stapley, seconded by Supervisor Wilcox, and unanimously carried (5-0) to approve the following solicitation serial items. The action on the following items is subject to County Counsel's review and approval of the respective contracts and subsequent execution of contracts. (ADM3005)

Award of Solicitation Serials

- 04043-RFP Wireless Services - Cellular, Data, PDA'S, Pagers** (\$6,750,000 estimate/three years with three one-year renewal options). Multiple award contract to provide various wireless communication services to Maricopa County and other public agencies throughout Arizona. This contract was the result of a collaborative effort between Maricopa County, State of Arizona, Pima County, and the cities of Chandler, Mesa and Tempe. This is a cooperative purchasing contract that may be utilized by public entities throughout Arizona.
- o Alltel Communications (Cellular/Data)
 - o Arch Wireless (Pager)
 - o Cingular (Cellular/Data)
 - o Continental Mobile Communications (Satellite)
 - o Handy Page (Pager)
 - o Network Services (Pager)
 - o Verizon Wireless Messaging Service (Pager)

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04231-ROQ Juvenile Dependency Attorney Services – OCC II (\$13,500,000 estimate/27 months with three one-year renewal options). Contract to provide juvenile dependency attorney services for indigent individuals as requested by the Office of Contract Counsel.

Roland Arroyo Attorney At Law	Kerstin G. LeMaire	Daniel Saint
David Bell	Diane Leos	Pamela G. Wiens-Saint
Gary Beren, Attorney At Law	Vicki L. Liszewski P.C.	John G. Schaus
James Braden	David L. Lockhart	Joni N Shill Attorney At Law
Carol Carter	Bernard Lopez	Stephanie Stromfors
Steven Clark	Nancy H. Marshall ESQ.	Thomas F. Stubbs
Kenneth Countryman	Paul J. Matte III	Lon S. Taubman P.C.
Andrea Curry Attorney At Law	Virginia Matte	Hollie K. Taylor Attorney
Steven Czop	Janelle A. McEachern Attorney Inc	Brian J. Theut
Robert Dodell	Lucy M. Keough	Christopher P. Theut
Gregorio M. Garcia P.C.	Judith A. Morse P.C.	Mark J. Theut
Thomas M. Gerrity	Christine E. Mulleneaux, PLLC	Thomas Vierling
John L. Grassy	James T. Myres	D. Stephen Wallin Attorney
Lincoln Green	Timothy V. Nelson	Marcus F. Westervelt
Stephen J. Green	Patricia O'Connor	Michael T. Westervelt
T. Hal Guerin, Jr.	Gloria S. Perez P.C.	Susan G. White
Emilie D. Halladay	John L. Popilek P.C.	Gary A. Wieser
Melinda K. Hardy	Robert J. Ripa	Anne Williams Attorney
Conrad Hernandez	Robert D. Rosanelli	Peter M. Williams
Jonna C. Hoffman	Jennifer Ryan-Touhill	Gregg R. Woodnick
Jeffrey M. Zurbruggen P.C.		

04232-ROQ Special Advocacy Attorney Services –OCC (\$6,750,000 estimate/27 months with three one-year renewal options). Contract to provide special advocacy attorney services (related to juvenile dependency/domestic relations/family law issues) to indigent individuals as requested by the Office of Contract Counsel.

Roland Arroyo Attorney At Law	Carol Carter	Steven Czop
Thomas M. Gerrity	Lincoln Green	Stephen J Green
Jonna C. Hoffman	Kerstin G. LeMaire	Diane Leos
Vicki L. Liszewski P.C.	David L. Lockhart	Nancy H. Marshall ESQ.
Virginia Matte	Janelle A. McEachern Attorney	Judith A. Morse PC
James T. Myres	Timothy V Nelson LLC	Patricia O'Connor
Robert J. Ripa	Jennifer Ryan-Touhill	Daniel Saint
Pamela G. Wiens-Saint	John G. Schaus	Joni N. Shill Attorney At Law
Stephanie Stromfors	Lon S. Taubman P.C.	Hollie K. Taylor Attorney
Thomas Vierling	D. Stephen Wallin Attorney	Gary A. Wieser
Gregg R. Woodnick	Jeffrey M. Zurbruggen P.C.	

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Contract Renewals

Extension of the following contracts (Extensions are recommended with the concurrence of the using agencies and the vendors, upon satisfactory contract performance and, when appropriate, after a market survey is performed):

Until April 30, 2007

02009-C Aggregate Materials (\$1,750,000 estimate/two years) Price agreement renewal to purchase aggregate materials for the Department of Transportation and Flood Control District.

- Mesa Materials, Inc.
- Old West Depot Rock Yard
- Sun State Rock & Material
- Vulcan Materials-Western Division

Increase in the price agreement amount for the following contracts. This request is due to an increased usage by county departments.

00177-RFP Short Term Disability Benefit and Claims Administration (\$25,000 increase) Increase price agreement value from \$120,000 to \$145,000. This \$25,000 increase is requested by the Total Compensation Department to complete an ongoing project initiated during the contract period. This agreement was initially approved by the Board of Supervisors on April 19, 2001, and expired on December 31, 2004.

00131-C X-Ray Scanner and Metal Detector (\$60,000 increase) Increase price agreement value from \$283,000 to \$343,000. This \$60,000 increase is being requested by the Facilities Management Department to purchase additional x-ray scanners and metal detectors. The Board of Supervisors approved the original award on December 17, 2003, in the amount of \$216,000. Subsequently, the Board approved an increase of \$67,000 on April 7, 2004. This price agreement has an expiration date of December 31, 2006.

CAPA

The following individuals have successfully completed training provided by Materials Management and will be able to conduct nominal value procurements in selected areas for their individual agencies in accordance with the approved Certified Agency Procurement Aide Policy and Procedures.

Juvenile Probation

Mark Covell

Parks & Recreation

Jeff Gruver
Voule Kapetanakis
William Wright

Managed Care

Darla Barfield
Pat Lewis

Facilities Management

Sharon Bethell
Bryan Henson
Mark Lakosky
Dustin Wood

PIO

Martin Camacho

Public Health

Brenda Zurek

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Article Three Procurement Officer Appointments for a period not to exceed five years and subject to renewal each year by the Director of Materials Management:

The following individual is authorized to solicit specific types of services for her respective department via either the "Request for Proposal" or "Review of Qualification" solicitation method. Services authorized are "Professional" Services listed in Article MC1-203 of the Maricopa County Procurement Code and related "Contractual Services". Both types of services must be related to the specific function of each department, required only and solely for that specific department and subject to the approval of the Materials Management Department:

Department of Public Health
Cheryl Smith

IGAS WITH DISTRICTS FOR MARICOPA COUNTY'S SELF INSURED PROGRAM

Motion was made by Supervisor Stapley, seconded by Supervisor Brock, and unanimously carried (5-0) to approve Intergovernmental Agreement (IGAs) with the following districts for participation in Maricopa County's Self Insured Program (ADM3717):

- a. Flood Control District (C7505008200)
- b. Library District (C7505009200)
- c. Stadium District (C7505010200)

APPOINTMENT TO THE TRAVEL REDUCTION PROGRAM TASK FORCE

Motion was made by Supervisor Stapley, seconded by Supervisor Brock, and unanimously carried (5-0) to approve the appointment of Mr. Perry Landon Wright (representing Ed Moses Dodge) to the Travel Reduction Program Task Force. This appointment shall be effective from Board of Supervisors' approval through January 2007. (C8505013000) (ADM2358-001)

SETTLEMENT WITH MARICOPA COUNTY COMMUNITY COLLEGE DISTRICT

Motion was made by Supervisor Stapley, seconded by Supervisor Brock, and unanimously carried (5-0) to approve the proposed settlement of Maricopa County vs. Maricopa County Community College District regarding the Travel Reduction Program as discussed in Executive Session on November 29, 2004 for \$1,000. (C8505014000) (ADM2359)

ADDITION TO THE FLEET AND PURCHASE OF A TELESCOPIC BOOM LIFT

Motion was made by Supervisor Stapley, seconded by Supervisor Brock, and unanimously carried (5-0) to approve the addition to the county fleet and purchase of one 60-foot Telescopic Boom Lift in support of the maintenance of the new Central Services Facility at an estimated cost of \$140,000. The funds for the purchase are budgeted within the project budget. (C7005040800) (ADM3104)

DESIGN-BID-BUILD CONTRACT FOR TOWERS JAIL INFRASTRUCTURE IMPROVEMENTS

Motion was made by Supervisor Stapley, seconded by Supervisor Brock, and unanimously carried (5-0) to authorize the Public Notice legal advertisement and authority to award a Design-Bid-Build construction contract for "Towers Jail Infrastructure Improvements" - Project 1416-05-057 (Maximo 2004509339), to the lowest responsive, responsible bidder, if the bid price is not more than ten percent over the architect's

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estimate. The project site is located at the county's Durango Campus, at the intersection of 30th Avenue and Watkins Street, Phoenix. The project is funded in the FY 2004-05 Detention Operations budget Fund (255), Agency (472), Org. (4732), Object (0915), Function Class (TIJU). (C7005042500)

DESIGN-BID-BUILD CONTRACT FOR DURANGO JUVENILE DETENTION/TREATMENT CENTER

Motion was made by Supervisor Stapley, seconded by Supervisor Brock, and unanimously carried (5-0) to authorize the Public Notice legal advertisement and authority to award a Design-Bid-Build construction contract for "Durango Juvenile Detention/Treatment Center"- Project 1600-05-092 (Maximo 05147133), to the lowest responsive, responsible bidder, if the bid price is not more than ten percent over the architect's estimate. The project site is located at the county's Durango Campus, on Gibson Lane from 30th to 35th Avenue (excluding the bridge), Phoenix. The project is funded in the FY 2004-05 Detention Capital Projects budget Fund (455), Agency (709), Org. (7099), Object (0915), Function Class (JJDR). (C7005043500)

EASEMENT, RIGHT-OF-WAY, AND RELOCATION ASSISTANCE DOCUMENTS

Motion was made by Supervisor Wilcox, seconded by Supervisor Stapley, and unanimously carried (5-0) to approve easements, right-of-way documents, and relocation assistance for highway and public purposes as authorized by road file resolutions or previous Board of Supervisors' action. (ADM2007)

A121.010 Project No: TT043 – McNeil Street (35th Avenue to 31st Avenue) – Agreement for Right
(LS) of Entry – Parcel No.: 300-15-070G – Samuel Ugarte Ramirez and Mariaelena Ugarte –
 for the sum of \$100.00.

A121.010 Project No: TT043 – McNeil Street (35th Avenue to 31st Avenue) – Easement and
(LS) Agreement for Highway Purposes – Parcel No.: 300-15-070G – Samuel Ugarte Ramirez
 and Mariaelena Ugarte – for the sum of \$5,758.00.

A121.010 Project No: TT043 – McNeil Street (35th Avenue to 31st Avenue) – Purchase Agreement
(LS) and Escrow Instructions – Parcel No.: 300-15-070G – Samuel Ugarte Ramirez and
 Mariaelena Ugarte.

A121.012 Project No: 69010 – McNeil Street (35th Avenue to 31st Avenue) – Agreement for Right
(TS) of Entry – Parcel No.: 300-15-012C – Ignacio Ortiz and Laura Alvarez De Diaz – for the
 sum of \$100.00.

A121.012 Project No: 69010 – McNeil Street (35th Avenue to 31st Avenue) – Easement and
(TS) Agreement for Highway Purposes – Parcel No.: 300-15-012C – Ignacio Ortiz and Laura
 Alvarez De Diaz – for the sum of \$4,100.00.

A121.012 Project No: 69010 – McNeil Street (35th Avenue to 31st Avenue) – Purchase
(TS) Agreement and Escrow Instructions – Parcel No.: 300-15-012C – Ignacio Ortiz and
 Laura Alvarez De Diaz.

A187.007 Project No: TT046 – 132nd Street (Chandler Hgt Road to Brooks Farms Road) –
(HH) Agreement for Right of Entry – Parcel No.: 303-44-032F – Henry Leon – for the sum of
 \$500.00.

A236.004 Project No: TT046 – 103rd Street (McLellan to Jensen) – Easement and Agreement for

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- (TS) Highway Purposes – Parcel No.: 220-02-026B – June Louise Barker Vance – for the sum of \$18,344.00.
- A236.004
(TS) Project No: TT046 – 103rd Street (McLellan to Jensen) – Purchase Agreement and Escrow Instructions – Parcel No.: 220-02-026B – June Louise Barker Vance.
- A236.005
(TS) Project No: TT046 – 103rd Street (McLellan Road to Jensen) – Agreement for Right of Entry – Parcel No.: 220-02-025B – Gregory A. Anderson and Laurie L. Anderson – for the sum of \$500.00.
- A236.015
(JPM) Project No: TT046 – 103rd Street (McLellan Road to McKellips Road) – Quit-Claim Deed – Parcel No.: 220-02-010F – Richard Wurts and Doreen R. Wurts – for the sum of \$10.00.
- A263.004
(JPM) Project No: TT047 – 33rd Avenue (Irvine Road to Desert Hills Drive) – Easement and Agreement for Highway Purposes – Parcel No.: 203-14-017A – Timothy M. Arnold and Charles F. Arnold – for the sum of \$9,200.00
- A263.004
(JPM) Project No: TT047 – 33rd Avenue (Irvine Road to Desert Hills Drive) – Purchase Agreement and Escrow Instructions – Parcel No.: 203-14-017A – Timothy M. Arnold and Charles F. Arnold.
- A275.005
(HH) Project No: 69010– 15th Avenue (Irvine Road to Desert Hills Drive) – Easement and Agreement for Highway Purposes – Parcel No.: 211-50-019F, & 019B – James J. Ehmann and Sharon J. Ehmann– for the sum of \$69,900.00.
- A326.013 &
.014
(JPM) Project No: TT046 – 103rd Street (McClellan Road to McKellips Road) – Agreement for Right of Entry – Parcel No.: 200-02-005L & 005H – Robert M. Saurin and Barbara B. Saurin – for the sum of \$500.00.
- A326.013,
.014 & .016
(JPM) Project No: TT046 – 103rd Street (McClellan Road to McKellips Road) – Easement and Agreement for Highway Purposes – Parcel No.: 200-02-005L, 005H & 005K – Robert M. Saurin and Barbara B. Saurin – for the sum of \$20,601.00
- A326.013,
.014 & .016
(JPM) Project No: TT046 – 103rd Street (McClellan Road to McKellips Road) – Purchase Agreement and Escrow Instructions– Parcel No.: 200-02-005L, 005H & 005K – Robert M. Saurin and Barbara B. Saurin.
- A331.001
(CS) Project No: TT164 – Power at Monterey Roads – Easement and Agreement for Highway Purposes – Parcel No.: 304-05-986 & 011Q - Prehab Foundation – for the sum of \$9,736.00.
- A331.001
(CS) Project No: TT164 – Power at Monterey Roads – Purchase Agreement and Escrow Instructions – Parcel No.: 304-05-986 & 011Q - Prehab Foundation.
- W-6065-4,
W-6065-1,
W-6066-4,
W-6066-1
(TS) Project No: 68902 – Ellsworth Road (University Drive to McLellan Road – Land Use License for construction of slope improvement – Parcel No.: 220-21-002N, 156, 002Z; 220-21-003D; 220-21-002Y; 218-07-041A; 218-07-022Y – Central Arizona Water Conservation District.

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X-1465-1 Project No: 68902 – Ellsworth Road (University Drive to McClellan Road) – Letter
(JPM) Agreement for a Temporary Ingress and Egress Permit – Parcel No.: 220-21-312–
Brenda L Runyon– for the sum of \$100.00.

DD-9497 Project No: N/W Corner El Mirage Rd & N Wigwam Creek Blvd– Quitclaim Deed –
(TS) Parcel No.: SE ¼, Section 14, T2N, R1W– SunCor Development Company– for no
consideration therefore.

CHANGE ORDER TO CONTRACT WITH RBF CONSULTING

Motion was made by Supervisor Wilcox, seconded by Supervisor Stapley, and unanimously carried (5-0) to approve Change Order No. 19 in the amount of \$93,789.31 to Contract No. CY 2001-24 with RBF Consulting, to perform Phase 3I2 (Part of T6N R4W, and T6N R3W) of the Geodetic Densification and Cadastral Survey Project. This change order will revise the total contract amount to \$1,519,678.44. (C6401128519)

AMEND ACTION ON APPROVAL OF AMENDMENT WITH ON-CALL INTELLIGENT TRANSPORTATION SYSTEMS

Motion was made by Supervisor Wilcox, seconded by Supervisor Stapley, and unanimously carried (5-0) to approve Amendment No. 2 to the contract with OZ Engineering Contract No. CY 2004-49, to amend the action taken on December 15, 2004, which was approved as amendment No. 1. This corrects the contract extension date from February 28, 2005 to February 28, 2006 and corrects the new not-to-exceed amount from \$250,000 to \$225,000. Approve an additional increase of \$25,000 for a new not-to-exceed amount of \$250,000.

The Board also approved the consultant's revised fee schedule, which includes fees for sub-consultants, Professional Network Consulting, LLC and Mangus Media, Inc. (C6404169502)

REIMBURSEMENT TO BUCKEYE WATER CONSERVATION AND DRAINAGE DISTRICT

Motion was made by Supervisor Wilcox, seconded by Supervisor Stapley, and unanimously carried (5-0) to approve reimbursement to Buckeye Water Conservation and Drainage District (BW added) for the costs incurred in the review and construction over-sight of the new bridge to be constructed over their facilities that are in conflict with MCDOT Project 69083 – TT180 – Cotton Lane over the Gila River. The cost may not exceed the current estimate of \$25,100 by more than ten percent. (C6405231500) (ADM2000-006)

CONSTRUCTION OF TRAFFIC SIGNALS: LOWER BUCKEYE ROAD AT 67TH AVENUE

Motion was made by Supervisor Wilcox, seconded by Supervisor Stapley, and unanimously carried (5-0) to approve the solicitation for bids for the construction of traffic signals: Lower Buckeye Road at 67th Avenue, Project T158, (MCDOT No. 12615), and approve the award of a contract to the lowest responsive bidder, providing that the lowest responsive bid does not exceed the engineer's estimate by more than ten percent. (C6405235500)

APPOINTMENTS

Motion was made by Supervisor Wilcox, seconded by Supervisor Brock, and unanimously carried (5-0) to approve the following appointments:

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- a. **Maricopa County Citizen's Audit Advisory Committee** – Re-appoint Ms. Victoria Prins whose term will be effective April 17, 2005 through April 16, 2007. (ADM2602)
- b. **Veteran Indigent Burial Oversight** – Appoint Mr. Roger Coventry, Deputy Public Fiduciary, to oversee the burial of indigent veterans and spouses as provided under A.R.S. §11-311. Mr. Coventry is an honorably discharged United States Army veteran who served the country for eight years and received the Combat Infantryman's Badge for service. In addition, Mr. Coventry volunteered as a Non-Commissioned Officer in charge of the funeral detail at the 25th Infantry Division in Hawaii. (ADM2174)
- c. **Board of Equalization** – Appoint Mr. Gil Romero whose term will be effective from Board of Supervisors' approval through December 31, 2009. (ADM4908-001)

HEARING SET - RIGHT-OF-WAY AND EASEMENTS AT ESTRELLA MOUNTAIN REGIONAL PARK

Motion was made by Supervisor Wilcox, seconded by Supervisor Brock, and unanimously carried (5-0) to correct the date set at the March 9, 2005 formal meeting for the public hearing on this item from April 20, 2005 to Wednesday, May 4, 2005 at 9:00 am at 205 W. Jefferson, Phoenix:. (C3005029M00) (ADM3224)

HEARING SET - PLANNING AND ZONING CASES

Motion was made by Supervisor Wilcox, seconded by Supervisor Brock, and unanimously carried (5-0) to schedule a public hearing on any Planning, Zoning and Building Code cases in the unincorporated areas of Maricopa County for April 20, 2005, at 9:00 a.m. in the Board of Supervisors Auditorium, as follows:

Z2004-118; Z2004-055; Z2004-101; Z2004-122

MINUTES

Motion was made by Supervisor Wilcox, seconded by Supervisor Brock, and unanimously carried (5-0) to approve minutes of the Board of Supervisors meetings held January 11, 2005, February 16, 2005, February 22, 2005, and March 9, 2005 at 205 W. Jefferson, Phoenix:

ASRS CLAIMS

Motion was made by Supervisor Wilcox, seconded by Supervisor Brock, and unanimously carried (5-0) to authorize payment of claims submitted by the Arizona State Retirement System, on behalf of current or former employees regarding contributions not withheld for purposes of participation in the Arizona State Retirement System. (ADM3309)

CANVASS OF ELECTIONS

Pursuant to A.R.S. §16-642(B), motion was made by Supervisor Wilcox, seconded by Supervisor Brock, and unanimously carried (5-0) to accept the canvasses of elections submitted by special districts.

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CLASSIFICATION CHANGES

Pursuant to A.R.S. §42-12054, motion was made by Supervisor Wilcox, seconded by Supervisor Brock, and unanimously carried (5-0) to approve the Assessor's recommendations to change classification and/or reduce the valuation of certain properties which are now owner-occupied. (ADM 723)

COLLECTIONS AND DELINQUENCY

Pursuant to A.R.S. §42-18002, motion was made by Supervisor Wilcox, seconded by Supervisor Brock, and unanimously carried (5-0) to accept the report from the County Treasurer listing the amount of annual taxes charged, collected, corrections, and taxes unpaid on the roll as of June 30, 2004, and credit all collections and corrections; and pursuant to A.R.S. §11-495.C, accept the report regarding the Taxpayer's Information Fund 41. (ADM4007)

DUPLICATE WARRANTS

Necessary affidavits having been filed pursuant to A.R.S. §11-632, motion was made by Supervisor Wilcox, seconded by Supervisor Brock, and unanimously carried (5-0) to approval is requested that duplicate warrants be issued to replace county warrants and school warrants which were either lost or stolen. (ADM1823) (ADM3809)

COUNTY

NAME	WARRANT	FUND	AMOUNT
Aetna US Healthcare	3005704	31-567-000	\$2,088.00
Washington Mutual Bank	581364	Expense	\$11,106.72
Sharon B Murphy	350535941	Expense	\$2,500.00
First Employment Services	350522630	Expense	\$487.75
Susan Elizabeth Post	250033229	Expense	\$80.00

SCHOOL

NAME	SCHOOL	WARRANT	AMOUNT
Noel Serreto	Treasurer	150162909	\$961.06
Kelly Dwyer	East Valley Institute of Technology	150038217	\$157.00
Sigler & Reeves	Queen Creek Unified SD	95531701	\$588.27
AASBO	Avondale ESD	450073938	\$405.00
Grassroots Outdoor Solutions	Supt of Schools	450091202	\$2,800.00
Little Caesar's Pizza	Roosevelt SD #66	450080386	\$70.27
Carol Ann Whitney	Avondale Elem SD	150085296	\$446.41
Target Stores	Littleton SD	450075215	\$182.83

PRECINCT COMMITTEEMEN

Motion was made by Supervisor Wilcox, seconded by Supervisor Brock, and unanimously carried (5-0) to authorize the appointment of precinct committeemen to fill vacancies in various precincts, pursuant to A.R.S. § 16-231.B, and removal of precinct committeemen due to disqualification in accordance with lists dated March 23, 2005, as submitted by the Elections Director, and on file in the Office of the Clerk of the Board of Supervisors and retained in accordance with the Department of Library Archives, and Public Records retention schedule. (ADM1701)

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SECURED TAX ROLL CORRECTIONS

Motion was made by Supervisor Wilcox, seconded by Supervisor Brock, and unanimously carried (5-0) to approve requests from the Assessor for corrections of the Secured Tax Rolls. (ADM705)

SETTLEMENT OF TAX CASES

Motion was made by Supervisor Wilcox, seconded by Supervisor Brock, and unanimously carried (5-0) to approve the settlement of tax cases on file in the Clerk of the Board's office, list dated March 23, 2005. (ADM704)

2003

2003/2004

2004

TX 04-000129

TX 03-000473

2004/2005

2005

STALE DATED WARRANTS

No warrants were presented at this time. (ADM1816)

TAX ABATEMENTS

No requests for tax abatements were received from the Treasurer's Office at this time. (ADM708)

COUNTY TREASURER'S STATEMENT OF COLLECTIONS AND INVESTMENT

Motion was made by Supervisor Wilcox, seconded by Supervisor Brock, and unanimously carried (5-0) to accept the Treasurer's Statement of Collections and Investment summary reports for February 2005 as on file in the Clerk of the Board's office and retained in accordance with ASLAPR approved retention schedule. (ADM4006)

WRITE-OFFS

Motion was made by Supervisor Wilcox, seconded by Supervisor Brock, and unanimously carried (5-0) to correct the minutes and action taken on July 12, 2004, to reflect the write-off for Isabel Aldana-Banuelos in the amount of \$9,157 and Pamela Snowball in the amount of \$580. (ADM407)

TRANSFER FUNDS TO HIRE STAFF FOR DETENTION POSITIONS

Per A.R.S. §42-17106, motion was made by Supervisor Wilcox, seconded by Supervisor Brock, and unanimously carried (5-0) to transfer expenditure authority from FY 2004-05 contingency funds in the amount of \$2,675,788 (annualized impact is \$9,135,955) from General Government (470) Detention Fund (255) Reserved Contingency (4711) for "New Facility Operating Costs" to the Sheriff's Office (500) Detention Fund (255). Approval of this action will allow the Sheriff's Office to implement the second phase of the Liebert Study, which includes the hiring of 215 detention positions for the new jail facilities. (Addendum item #A-1) (C5005056800)

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SETTLEMENT OF HONTZ AND WAGNER - WITHDRAWN

Item: Approve the final settlement of Hontz v. Sheriff Arpaio, et al and Wagner v. Sheriff Arpaio, et al, as heard in Executive Session on March 21, 2005. (Addendum item #A-2) (C7505011100) (ADM409)

The Clerk announced that this item had been withdrawn by the department.

SETTLEMENT OF KRONE – WITHDRAWN

Item: Approve the final settlement of Ray Krone, et al. v. Maricopa County, et al. CIV 03-0734, as heard in Executive Session on March 21, 2005. (Addendum item #A-3) (C7505012100) (ADM409)

The Clerk announced that this item had been withdrawn by the department.

PUBLIC COMMENT

Barbara Davis, citizen, came forward to comment on the IGA with the Health Care District as it pertains to her job as a registered nurse in the OR department at Maricopa Medical Center (MMC) for the past 22 years. She said the IGA as it now stands does not allow employees to transfer without losing their accrued benefits. She asked that this be corrected. (ADM605)

Mary Hardin, Assistant Nurse Manager in the OR at the Medical Center, elaborated on Ms. Davis' complaint. She said the IGA was fair to employees on many points and the transfer issue needs to be fair to them as well. Employees from MMC who "were transferred" to the Special Health Care District on January 1 are not able to transfer from the new Special Health Care District back to County departments without first resigning, and losing all their accrued sick and vacation time. She felt this injustice needs to be amended in the contract.

Supervisor Wilcox said that even though Board members are not allowed to respond to public comment she informed the nurses that David Smith would look into this matter.

SUPERVISORS'/COUNTY MANAGER'S SUMMARY OF CURRENT EVENTS

Supervisor Brock commented on the "historical" meeting the Board of Supervisors held the previous day with the City Council of Phoenix. His impression, "We set the framework for a number of projects and community issues we can work together on and solve for the public's benefit." (ADM606)

Supervisor Kunasek said he'd attended the air show at Luke Air Force Base the previous weekend and said his daughter and her friends had been thrilled to meet one of the few female F-16 pilots in the Air Force. He said his girls had not stopped talking about the "lady that flies one of those jets." He added that the air show had been done well and was very impressive.

Chairman Wilson also commented on the mutual work and effort from staff members to prepare for the meeting with the Phoenix City Council and said he believed it opened up mutual interest areas that had been closed for too long and he looked forward to continuing future contacts with them and other municipalities.

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Don Stapley commented that he'd seen Mayor Hawker of Mesa at an event the previous evening and the Mayor had already heard about the meeting with Phoenix and asked him when the Supervisors would be meeting with the Mesa City Council on mutual issues.

MEETING ADJOURNED

There being no further business to come before the Board, the meeting was adjourned.

Max W. Wilson, Chairman of the Board

ATTEST:

Fran McCarroll, Clerk of the Board